

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 85-15634

Priority: April 20, 2005

Maximum Diversion Rate: 0.14 CFS

This is to certify, that GREGORY W STOUT Or SANDRA L STOUT
20130 COTTONTAIL LN
CULDESAC ID 83524

have applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS
IRRIGATION	02/15 to 11/30	0.10 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER L2 (NW¼NE¼) Sec. 4, Twp 36N, Rge 03W, B.M., NEZ PERCE County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
36N 03W 4		X															
		L 2															

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
36N 03W 4		5.0															5.0
		L 2															

Total Acres: 5

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2007**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 85-15634

5. Domestic use is for 1 home. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 9th day of June, 2005.


for KARL J DREHER, Director

Ident. No. 85-15634

RECEIVED

MAY 31 2005

71913
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

RECEIVED

APR 20 2005

IDWR/North

1. Name of Applicant Gregory W. Stout or Sandra L. Stout Phone 208-836-5677
Mailing address 20130 Cotton Tail Ln, Culebras ID 83524
2. Source of water supply Well which is a tributary of _____
3. Location of point of diversion is Township 36 N Range 3 W Sec. 4, in the _____
NW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot 2, B.M., Nez Price County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
- | | |
|---|--|
| Amount <u>.10 cfs</u> for <u>IRRIGATION</u> | purposes from <u>2/15</u> to <u>11/30</u> (both dates inclusive) |
| (cfs or acre-feet per annum) | |
| Amount <u>.04 cfs</u> for <u>DOMESTIC</u> | purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) |
| (cfs or acre-feet per annum) | |
| Amount _____ for _____ | purposes from _____ to _____ (both dates inclusive) |
| (cfs or acre-feet per annum) | |
| Amount _____ for _____ | purposes from _____ to _____ (both dates inclusive) |
| (cfs or acre-feet per annum) | |
| Amount _____ for _____ | purposes from _____ to _____ (both dates inclusive) |
| (cfs or acre-feet per annum) | |
| Amount _____ for _____ | purposes from _____ to _____ (both dates inclusive) |
| (cfs or acre-feet per annum) | |
5. Total quantity to be appropriated is (a) .14 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source _____
- b. Height of storage dam NA feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- d. Is ground water with a temperature of greater than 85°F being sought? NA
- e. If well is already drilled, when? 4-20-00, Drilling firm Burns Well Drilling;
Well was drilled for (well owner) Lee Heath; Drilling Permit No. D0010654
7. Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 home
- e. Other; describe fully. _____

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
36N	3W	4		4.72 5															5
				D															

Total number of acres to be irrigated 5

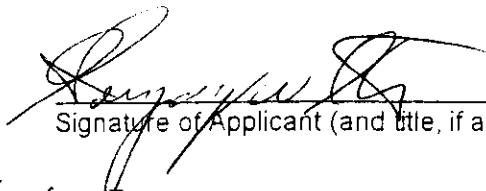
10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or place of use? Gregory W. Stout & Sandra L. Stout (wife)
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: _____

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.


Signature of Applicant (and title, if applicable)

Received by db Date 4/20/05 Time 11:30a Preliminary check by _____
Fee \$ 100.00 Receipted by db # N016858 Date 4/20/05
Publication prepared by db Date 4/27/05 Published in Lamington Mammals Trid 5/5+12/05
Publication approved db Date 5/13/05

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APR 20 2005
IDWR/North



Section 4

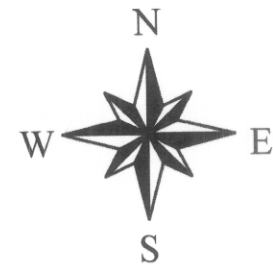
Section 3

T36N R03W
Section(s) 4

Place of Use



Point of Diversion

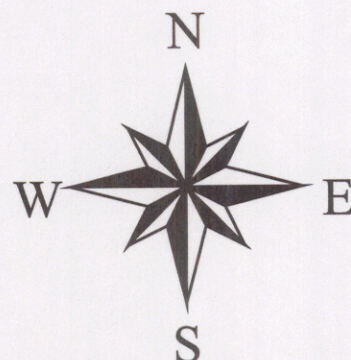


0 700 1400 2100 2800 Feet



Unknown Units: View1

-  7.5 Minute Quad BoundariesQuad75.shp
-  Nez_perce.shp
-  PLSS Section LinesSections.shp
-  T36n03w.shp



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APR 20 2005
IDWR/North

CLEARWATER RIVER

US HIGHWAY 12

RP37N03W013375

RP38N03W040300

COTTONWOOD CREEK

RP36N03W040300

GIFFORD REUBENS RD

COTTONWOOD LN

RP36N03W040100

RP36N03W040200

RP36N03W042400

RP38N03W040000

HAZELWOOD LN

RP36N03W040400

RP36N03W041300

RP36N03W041500

RP36N03W040500

RP36N03W044800

RP36N03W040600

RP36N03W041800

5. The land referred to in Commitment is described as follows:

That part of Government Lot 2 of Section 4 of Township 36 North, Range 3 West of the Boise Meridian, Nez Perce County, Idaho, more particularly described as follows:

Commencing at the East Quarter corner of said Section 4; thence South $88^{\circ}57'19''$ West along the South line of the Northeast Quarter of said Section 4 a distance of 2,653.76 feet to the Southwest corner of said Northeast Quarter; thence North $1^{\circ}11'31''$ East along the West line of said Northeast Quarter a distance of 1,843.84 feet to the True Place of Beginning; thence continue North $1^{\circ}11'31''$ East, 459.09 feet to a point on the South right-of-way line of U. S. Highway No. 12; thence deflect right and continue along said right-of-way line around a curve to the left with a radius of 490.74 feet for a distance of 244.56 feet (chord bears North $86^{\circ}23'40''$ East, 242.03 feet) to a point on the West right-of-way line of Cottonwood Creek Road; thence South $22^{\circ}33'32''$ East along said right-of-way line 4.17 feet to a point of curve; thence continue along said right-of-way line around a curve to the left with a radius of 300.43 feet for a distance of 113.82 feet (chord bears South $33^{\circ}24'58''$ East, 113.14 feet); thence South $45^{\circ}42'$ West, 40.15 feet; thence South $23^{\circ}53'$ East, 368.36 feet; thence South $16^{\circ}49'$ East, 126.92 feet; thence South $31^{\circ}24'$ West, 123.71 feet; thence West 130.29 feet; thence South $40^{\circ}34'$ West, 42.06 feet; thence North $31^{\circ}25'$ West, 290.58 feet; thence West 98.58 feet to the True Place of Beginning, Official Records of Nez Perce County, Idaho.

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APR 20 2005
IDWR/Notary

Lot 2

BURNS WELL DRILLING

Rt. 2, Box 615
Grangeville, Idaho 83530

RECEIVED

OFFICE 208-983-2464

983-2429

Idaho State Lic. 103
Wash. State Lic. 0047

APR 20 2005

IDWR/North

D0010654

Well #2

OWNER <i>Lee Heath</i>		RT 1 BOX 38 ADDRESS <i>Julietta ID 83535</i>		FORMATIONS LOG	
DEPTH OF WELL <i>215'</i>		GALLONS PER MINUTE <i>60+</i>		MATERIALS	DEP'
STATIC LEVEL <i>25'</i>		TEMP. <i>51°</i>		<i>Soil</i>	<i>0</i>
CASING—SIZE & AMT. USED <i>25' of 8"</i>		START — <i>4-19-00</i> FINISH — <i>4-20-00</i>		<i>Sand</i>	<i>4</i>
DRILLED BY OPERATOR <i>David M. Heath</i>				<i>Basalt</i>	<i>15</i>
ADDITIONAL INFORMATION		STATEMENT		<i>Fract</i>	<i>65</i>
<i>Thompson</i> <i>LHC</i>		19. 2000		<i>Basalt</i>	<i>7</i>
		TOTALS		<i>Basalt</i>	<i>70</i>
		6" HOLE @ ——— PER FOOT		<i>Basalt</i>	<i>70</i>
		<i>215'</i> 8" HOLE @ <i>13.00</i> PER FOOT	<i>2795.00</i>	<i>Fract</i>	<i>100</i>
		10" HOLE @ ——— PER FOOT		<i>Basalt</i>	<i>70</i>
		REAMING @ ——— PER FOOT		<i>Basalt</i>	<i>155</i>
		4" LINER @ ——— PER FOOT		<i>Fract</i>	<i>135</i>
		<i>200'</i> 6" LINER @ <i>7.50</i> PER FOOT	<i>1500.00</i>	<i>Basalt</i>	<i>77</i>
		<i>25'</i> 8" LINER @ <i>7</i> PER FOOT		<i>Schale</i>	<i>170</i>
		10" STEEL PIPE @ ——— PER FOOT		<i>Schale</i>	<i>200</i>
TERMS & CONDITIONS		8" PIPE @ <i>9.50</i> PER FOOT		<i>Sand</i>	<i>21</i>
<i>Paid in full</i> <i>ck #450200</i> <i>100-100 gals per minute</i>		6" PIPE @ ——— PER FOOT			
		DRILL MACHINE HIRE @ ——— PER HR			
		<i>1</i> BENTONITE SEAL	<i>100.00</i>		
		DRILL MACHINE SET UP @ ———			
		<i>1</i> DRIVE SHOE	<i>125.00</i>		
		<i>1</i> Permit	<i>75.00</i>		
		<i>1</i> Well Cap	<i>65.00</i>		
		TOTAL AMOUNT DUE		<i>44872.50</i>	

Due when completed unless other arrangements are made in advance. Current bank interest will be charged.

**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 9, 2005

GREGORY W STOUT
SANDRA L STOUT
20130 COTTONTAIL LN
CULDESAC ID 83524

RE: Permit No. 85-15634

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

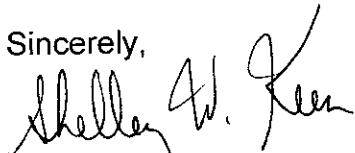
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4947.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

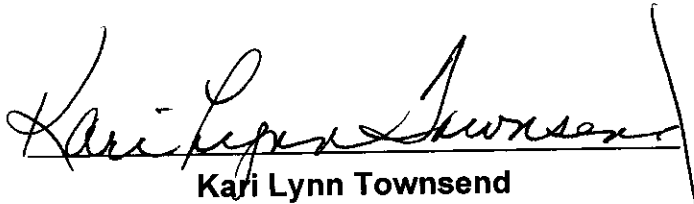
CERTIFICATE OF SERVICE

I hereby certify that on June 9, 2005 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

85-15634

**GREGORY W STOUT
SANDRA L STOUT
20130 COTTONTAIL LN
CULDESAC ID 83524**



**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Comment Report

85-15634

1. kwalker 6/9/2005 POD

Comment: Updated shape

2. kwalker 6/9/2005 POD

Comment: Updated PLS

3. kwalker 6/9/2005 POU

Comment: Updated Shape

4. kwalker 6/9/2005 POU

Comment: Updated PLS

5. kwalker 6/9/2005 POU

Comment: Updated Shape

6. dball 4/26/2005 Legal Notice Remarks

Comment: Domestic use is for 1 home.

7. kwalker 6/9/2005 Application Review

Comment: Application falls within Salmon Clearwater moratorium area but is for ground water so is exempt. No place of use overlap. Recommend approval.

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 05/12/2005 INVOICE NO. 389597
Account No. 964750
Description 389597The following ap
Times 2 Lines 24

LEGAL ADVERTISING
INVOICE

SOLD TO: ID DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. STE 210
COEUR D'ALENE ID 83814

RECEIVED
MAY 13 2005
IDWR/North

Tab. Lines _____
\$ 71.76

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

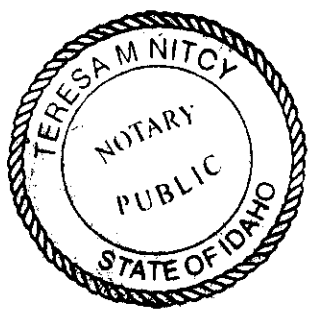
The following application(s) have been filed to appropriate the public waters of the State of Idaho: 85-15634
GREGORY W STOUT SANDRA L STOUT
20130 COTTONTAIL LN
CULDESAC ID 83524
Point(s) of Diversion L2 (NWNE) S4 T36N R03W NEZ PERCE County
Source GROUND WATER
Use: IRRIGATION 02/15 To 11/30 0.1 CFS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.14 CFS
Date Filed: 04/20/2005
Place Of Use: IRRIGATION T36N R03W S4 NWNE Lot 2
Number of Acres 5
Place Of Use: DOMESTIC same as IRRIGATION
Remark: Domestic use is for 1 home.
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.
Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 05/23/2005. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director Published on May 5 and 12, 2005

Karen Lewis, being duly sworn, deposes and says, I am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho and under and by virtue of the laws of the State of Washington, paper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established newspaper and has been published regularly and issued regularly at least once a day for more than 105 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the 389597The follo attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 05/05, or once a WEEK for 2 consecutive WEEK, the first publication thereof being on the 05/05/2005, and the last publication thereof being on the 05/12/2005, and said 389597The follo was so published in the regular and entire issue of said newspaper and was not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Karen J Lewis

State of Idaho
County of Nez Perce

On this 12 day of May in the year of 2005, before me, a Notary Public, personally appeared Karen J Lewis, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Teresa M Nitty
Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 1/23/2010

Idaho Department of Water Resources Receipt

Receipt ID N016881

Payment Amount \$125.00 Date Received 5/3/2005 1:20:07 PM Region Northern Status ☐
Payment Type Check Check Number 3152

Payer G BILL STOUT

Comment Upgrade fee for D10654 (well drilled for Lee Heath)
WR No. 85-15634 in name of Stout

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$125.00	DRILLING PERMITS	0229	21	65134	1205

Signature Line (Dept. Representative)



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

April 27, 2005

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GREGORY W STOUT
SANDRA L STOUT
20130 COTTONTAIL LN
CULDESAC ID 83524

RE: Application for Permit No 85-15634

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Lewiston Morning Tribune on May 5 and 12, 2005. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Preliminary review of the application indicates that an upgrade fee is required to change the usage of the well from Domestic use only, to include the Irrigation usage. The fee for that is \$125.00. This will need to be submitted within 30 days of the date of this letter. We will need this prior to sending the file to Boise for the issuance of the permit.

Please feel free to contact this office if you have any questions.

Sincerely,

Robert G. Haynes, P.E.
Regional Manager

Enclosure(s) - Receipt No. N016858

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD., SUITE 210
COEUR D'ALENE ID 83814
Phone 208-769-1450 - FAX - 208-769-1454

April 27, 2005

KAREN LEWIS
LEGAL NOTICE DEPARTMENT
LEWISTON MORNING TRIBUNE
505 C ST - PO BOX 957
LEWISTON ID 83501

e-mailed to Karen 4/27/05

PLEASE FAX A PROOF PRIOR TO PUBLICATION

Thank you *Dianne*

RE: Application for Permit No. 85-15634

Dear Karen:

Following this letter you will find a legal notice which we wish to have published in your newspaper on the dates indicated, May 5 and 12, 2005, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 05/23/2005.

Your cooperation is GREATLY appreciated, as always

Thank you very much.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

85-15634

GREGORY W STOUT
SANDRA L STOUT
20130 COTTONTAIL LN
CULDESAC ID 83524

Point(s) of Diversion L2 (NWNE) S4 T36N R03W NEZ PERCE County
Source GROUND WATER

Use: IRRIGATION 02/15 To 11/30 0.1 CFS

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.14 CFS

Date Filed: 04/20/2005

Place Of Use: IRRIGATION T36N R03W S4 NWNE Lot 2

Number of Acres 5

Place Of Use: DOMESTIC same as IRRIGATION

Remark: Domestic use is for 1 home.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 05/23/2005. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published on May 5 and 12, 2005

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, April 27, 2005 2:08 PM
To: Legal Notices-Lewiston Morning Tribune (E-mail)
Subject: Legal Notice for publication 4/5 and 4/12/05 - WR 85-15634 - Stout

**DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD., SUITE 210
COEUR D'ALENE ID 83814
Phone 208-769-1450 - FAX - 208-769-1454**

April 27, 2005

**KAREN LEWIS
LEGAL NOTICE DEPARTMENT
LEWISTON MORNING TRIBUNE
505 C ST - PO BOX 957
LEWISTON ID 83501**

e-mailed to Karen 4/27/05

PLEASE FAX A PROOF PRIOR TO PUBLICATION

Thank you *Dianne*

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5/3/2005

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4/27/2005